

SENATE MOTION

MADAM PRESIDENT:

I move that Engrossed House Bill 1137 be amended to read as follows:

- 1 Page 8, delete lines 20 through 23, begin a new paragraph and insert:
2 **"Sec. 4. The chief information officer, in conjunction with:**
3 **(1) the state librarian or the state librarian's designee;**
4 **(2) the director of the state commission on public records or**
5 **the director's designee; and**
6 **(3) a representative from each of the two (2) state agencies**
7 **that generate the most revenue under this section;**
8 **shall establish reasonable fees for enhanced access to public records**
9 **and other electronic records, so that the revenues generated are**
10 **sufficient to develop, maintain, operate, and expand services that**
11 **make public records available electronically. A meeting to establish**
12 **or revise the fees described in this section is subject to the**
13 **requirements of IC 5-14-1.5."**
14 Page 8, line 34, delete "to the".
15 Page 8, delete line 35.
16 Page 9, delete lines 36 through 40, begin a new paragraph and insert:
17 **"(c) If an entity subject to the requirements of this section**
18 **cannot readily comply with the information technology accessibility**
19 **standards without undue burden, the entity shall submit a plan to**
20 **the office with a proposed time for later compliance with the**
21 **standards. A plan submitted under this subsection must provide**
22 **alternative means for accessibility during the period of**
23 **noncompliance."**
24 Page 17, between lines 41 and 42, begin a new paragraph and insert:
25 **"SECTION 19. IC 5-21-2-8 IS AMENDED TO READ AS**
26 **FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 8. (a) The governor**
27 **shall appoint an executive director of the commission to serve at the**
28 **pleasure of the governor.**
29 **(b) The ~~commission~~ governor shall set the executive director's**
30 **compensation with the approval of the state budget agency.**
31 **SECTION 20. IC 5-21-2-9 IS AMENDED TO READ AS**

1 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 9. The executive
 2 director ~~and the commission's other staff shall: carry out this article in~~
 3 ~~conformity with the policies and directives of the commission:~~

4 **(1) work with the office of technology established by**
 5 **IC 4-13.1-2-1 to ensure that there is no disruption in any**
 6 **service provided by the commission as of July 1, 2005;**

7 **(2) only carry on business conducted by the commission as of**
 8 **July 1, 2005, including the following:**

9 **(A) Collect the commission's assets.**

10 **(B) Dispose of the commission's properties.**

11 **(C) Discharge or make provision for discharge of the**
 12 **commission's liabilities.**

13 **(D) Take any other action necessary to wind up and**
 14 **liquidate the commission's affairs in accordance with law;**

15 **(3) report to the governor when the commission is wound up;**
 16 **and**

17 **(4) return any remaining funds to the state general fund."**

18 Page 19, between lines 10 and 11, begin a new paragraph and insert:

19 "SECTION 25. IC 6-1.1-4-25 IS AMENDED TO READ AS
 20 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 25. (a) Each township
 21 assessor shall keep the assessor's reassessment data and records current
 22 by securing the necessary field data and by making changes in the
 23 assessed value of real property as changes occur in the use of the real
 24 property. The township assessor's records shall at all times show the
 25 assessed value of real property in accordance with the provisions of this
 26 chapter. The township assessor shall ensure that the county assessor has
 27 full access to the assessment records maintained by the township
 28 assessor.

29 (b) The township assessor in a county having a consolidated city, or
 30 the county assessor in every other county, shall:

31 (1) maintain an electronic data file of:

32 (A) the parcel characteristics and parcel assessments of all
 33 parcels; and

34 (B) the personal property return characteristics and
 35 assessments by return;

36 for each township in the county as of each assessment date;

37 (2) maintain the **electronic** file in ~~the~~ **a form that formats the**
 38 **information in the file with the standard data, field, and**
 39 **record coding required and approved by:**

40 (A) the legislative services agency; and

41 (B) the department of local government finance; ~~and~~

42 (3) transmit the data in the file with respect to the assessment date
 43 of each year before October 1 of the year to:

44 (A) the legislative services agency; and

45 (B) the department of local government finance;

46 **in a manner that meets the data export and transmission**
 47 **requirements in a standard format, as prescribed by the office**
 48 **of technology established by IC 4-13.1-2-1 and approved by**

the legislative services agency; and
 (4) resubmit the data in the form and manner required under this subsection, upon request of the legislative services agency or the department of local government finance, if data previously submitted under this subsection does not comply with the requirements of this subsection, as determined by the legislative services agency or the department of local government finance.

An electronic data file maintained for a particular assessment date may not be overwritten with data for a subsequent assessment date until a copy of an electronic data file that preserves the data for the particular assessment date is archived in the manner prescribed by the office of technology established by IC 4-13.1-2-1 and approved by the legislative services agency."

Page 19, line 40, delete "4-13.1-2-1." and insert "4-13.1-2-1 and approved by the legislative services agency."

Page 19, line 42, delete "." and insert "of local government finance and the legislative services agency."

Page 26, line 41, delete "the".

Page 32, between lines 33 and 34, begin a new paragraph and insert:
 "SECTION 41. IC 36-2-9-20 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 20. The county auditor shall:

(1) maintain an electronic data file of the information contained on the tax duplicate for all:

(A) parcels; and

(B) personal property returns;

for each township in the county as of each assessment date;

(2) maintain the **electronic data** file in ~~the~~ a form **that formats the information in the file with the standard data, field, and record coding** required and approved by:

(A) the legislative services agency; and

(B) the department of local government finance; ~~and~~

(3) transmit the data in the file with respect to the assessment date of each year before March 1 of the next year to:

(A) the legislative services agency in an electronic format under IC 5-14-6; and

(B) the department of local government finance;

in a manner that meets the data export and transmission requirements in a standard format, as prescribed by the office of technology established by IC 4-13.1-2-1 and approved by the legislative services agency; and

(4) resubmit the data in the form and manner required under this subsection, upon request of the legislative services agency or the department of local government finance, if data previously submitted under this subsection does not comply with the requirements of this subsection, as determined by the

1 legislative services agency or the department of local
2 government finance.

3 **An electronic data file maintained for a particular assessment date**
4 **may not be overwritten with data for a subsequent assessment date**
5 **until a copy of an electronic data file that preserves the data for the**
6 **particular assessment date is archived in the manner prescribed by**
7 **the office of technology established by IC 4-13.1-2-1 and approved**
8 **by the legislative services agency."**

9 Page 32, line 35, after "IC 4-23-16;" insert "IC 5-21-1-1.5;
10 IC 5-21-1-2; IC 5-21-1-3.5; IC 5-21-1-4.5; IC 5-21-1-5; IC 5-21-1-6;
11 IC 5-21-1-6.5; IC 5-21-1-7; IC 5-21-2-2; IC 5-21-2-2.1; IC 5-21-2-3;
12 IC 5-21-2-4; IC 5-21-2-5; IC 5-21-2-7; IC 5-21-2-10; IC 5-21-2-11;
13 IC 5-21-2-12; IC 5-21-2-13; IC 5-21-2-14; IC 5-21-2-15; IC 5-21-3;
14 IC 5-21-4; IC 5-21-5;"

15 Page 33, delete lines 26 through 30.

16 Page 33, line 31, delete "(f)" and insert "(e)".

17 Page 33, line 38, delete "(g)" and insert "(f)".

18 Page 34, line 26, delete "IC 40-13.1-2-1," and insert
19 **"IC 4-13.1-2-1,"**

20 Renumber all SECTIONS consecutively.

(Reference is to EHB 1137 as printed with Digest Correction April
6, 2005.)

Senator FORD